

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN**

SERENITY POINT RECOVERY, INC., A  
FOREVER RECOVERY, BEHAVIORAL  
REHABILITATION SERVICES, BEST DRUG  
REHABILITATION,

Plaintiffs,

v.

BLUE CROSS BLUE SHIELD OF  
MICHIGAN,

Defendant.

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Case No. 1:19-cv-00620  
Hon. Janet T. Neff

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**FILING RELATED TO JOINT STATEMENT OF MATERIAL FACTS**

Pursuant to the Court's Orders dated January 13, 2020 (Dkt. 21) and April 13, 2020 (Dkt. 28), the Parties have conferred regarding the requested Joint Statement of Material Facts, which the Court directed the parties to file "if feasible." Section IV(A)(2)(a) of the Court's Information and Guidelines for Civil Practice requires that a Joint Statement of Material Facts set forth "in numbered paragraphs, separate, short and concise statements of the material facts that are not in dispute." However, Blue Cross Blue Shield Of Michigan's Motion To Dismiss For Lack Of Standing Pursuant To Federal Rules Of Civil Procedure 12(b)(1) and 12(b)(6) addresses threshold legal issues, and discovery has not yet begun in this case. Accordingly, in light of the procedural posture of the case, it is not feasible for the Parties to stipulate to material facts not in dispute at this time.

Dated: May 26, 2020

Respectfully submitted,

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